

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BANK OF NEW YORK MELLON,

Case No.: 2:17-cv-00980-APG-DJA

Plaintiff

Order Dismissing Remaining Claims and Directing Entry of Judgment

V.

AZURE ESTATES OWNERS
ASSOCIATION, et al.,

Defendants

9 Cross-claimant Ricardo Fojas and cross-defendant Azure Estates Owners Association
10 settled their remaining claims during a November 5, 2020 settlement conference. ECF No. 121.
11 Since then, the parties have been ordered, at least seven times, to submit either a stipulation
12 dismissing the remaining claims or briefs explaining the status of their efforts to finalize their
13 settlement agreement. My last order gave them until July 23, 2021 to submit a stipulation to
14 dismiss. They have failed to do so.

I THEREFORE ORDER that Fojas's counterclaims against Azure are dismissed with prejudice under the terms of the parties' settlement. This does not impact Fojas's ability to appeal my ruling regarding Nevada Association Services, Inc.¹ Because this order dismisses all remaining claims, the clerk of court is ordered to enter judgment accordingly and close this case.

DATED this 3rd day of August, 2021.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE

²³ ¹ I previously dismissed Fojas's crossclaim against Nevada Association Services, Inc. for failure to prosecute. ECF No. 108.